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Subject: Activity in Case 1:24-cv-00187-JLH-CJB OmniVision Technologies, Inc. v. RE Secured Networks, LLC Oral Order
Date: Thursday, August 14, 2025 11:08:06 AM

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U.S. District Court

District of Delaware

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Case Name: OmniVision Technologies, Inc. v. RE Secured Networks, LLC

Case Number: [1:24-cv-00187-JLH-CJB](#)

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Docket Text:

ORAL ORDER: During the August 11, 2025 *Markman* hearing in this case, the Court discussed with the parties how the parties' pre-hearing work did not sufficiently identify and tee up the core claim construction disputes as to a number of the terms at issue (exacerbated by RE Secured Networks' failure to clearly articulate its proposed claim constructions for certain terms in writing during the briefing process)—and how this led to an inefficient *Markman* hearing and a waste of judicial resources. In light of that, and in line with the Court's comments during the hearing, the Court **ORDERS** as follows: (1) As to terms 2 and 4, the parties (including outside counsel and Delaware counsel) shall further meet and confer to ensure that they have a full and complete understanding of all aspects of the relevant claim construction and/or definiteness disputes between them, including as to whether any joint resolution as to those terms can be reached. After further meeting and conferring, if the parties believe that a material dispute still remains as to these terms and the terms require construction, then by no later than 21 days prior to the summary judgment motion filing deadline, the parties should advise the Court of this. The parties should also then let the Court know whether terms 2 and/or 4 are expected to be relevant to any issues that will be raised in the forthcoming summary judgment briefing. Thereafter, if needed, the Court will set out a further process for resolving any remaining claim construction disputes regarding those terms.; (2) As to term 3, by no later than August 25,

2025, the parties shall provide to the Court a joint letter as discussed during the hearing, which advises whether they have agreed on a proposed construction for the term (and if so, what is it), or whether a dispute remains.; (3) The Court will be able to resolve the parties' claim construction disputes as to term 1, and will do so as soon as practicable.; and (4) As to terms 5-7, in part due to the at times confusing nature of the *Markman* briefing, in part because the Court was not able to hear argument on these terms during the hearing, and in part because the Court is concerned that (in light of what occurred during the hearing) the briefing on the terms may not be fully representative of each side's position, the Court declines to construe these terms at this stage. The parties should also further meet and confer about their disputes regarding terms 5-7. If any disputes remain as to those terms, the parties should follow the instructions set forth above and advise the Court of any such remaining disputes no later than 21 days prior to the summary judgment motion filing deadline. Ordered by Judge Christopher J. Burke on 08/14/2025. (sam)

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